UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK

§ § ATISH SHINDE, 88888 Case No.: 1:21-cv-04785-JPC Plaintiff, v. NET ELEMENT, INC., OLEG FIRER, NOTICE OF VOLUNTARY DISMISSAL § HOWARD ASH, JON NAJARIAN, TODD **PURSUANT TO F.R.C.P. 41(a)(1)(A)(i)** RAARUP, MULLEN TECHNOLOGIES, INC. § and MULLEN ACQUISITION, INC., **§ § § § §** Defendants.

Notice is hereby given that, pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, plaintiff Atish Shinde ("Plaintiff") voluntarily dismisses this action without prejudice. This notice of dismissal is being filed before service by Defendants of either an answer or a motion for summary judgment. Plaintiff's dismissal of this Action is effective upon filing of this notice.

Dated: September 10, 2021 BRODSKY SMITH

By: /s/ Evan J. Smith

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Attorneys for Plaintiff